

**GOVERNMENT OF ANDHRA PRADESH  
ABSTRACT**

PUBLIC SERVICES – Prohibition & Excise Department – Sri M.Siva Prasad, Assistant Prohibition & Excise Superintendent – Notional promotion to the category of Prohibition & Excise Superintendent in the panel year 2009-2010 – Orders - Issued.

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REVENUE (EXCISE-I) DEPARTMENT

**G.O.Ms.No. 1563 .**

**Dated:27.07.2011**

Read the following:

1. From the Commissioner of Prohibition and Excise, Cr.No.553/2011/CPE/A2, dated: 11.05.2011.
2. U.O. Note No.19357/Ex. I(1)/2011-1, Dated 07.06.2011.
3. Proceedings of the Review Screening Committee held on 01.07.2011 received through U.O. Note. No.18446/DPC.II/2011-1, GA (DPC) Dept., dated: 01.07.2011.

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**O R D E R:**

In the reference first read above, the Commissioner of Prohibition and Excise, Hyderabad has informed that Sri M.Siva Prasad, Assistant Proh.& Excise Superintendent, Chittor has submitted a representation stating that the Government, vide G.O.Ms. 38 Rev(Ex-I)Dept., Dt: 17.01.2011, have relaxed rule 33(a) of Andhra Pradesh State and Subordinate Service Rules, 1996 and assigned him notional date of promotion with effect from 06.05.2006 by including his name in the panel year 2005-06 of Assistant Proh.& Excise Superintendent. He has further requested to promote him as Prohibition and Excise Superintendent notionally on par with his juniors.

2. The Commissioner of Prohibition and Excise, Hyderabad has further informed that, Sri M.Siva Prasad was appointed by transfer as Asst. Chemical Examiner and joined on 01.01.1996 in Zone-IV. He qualified for promotion as Assistant Proh.& Excise Superintendent in 2005-06 panel. His case was not considered by the DPC held on 06.05.2006 for the year 2005-06 as he was not having the requisite height. Aggrieved by it Sri M. Siva Prasad filed an OA and the Hon'ble APAT had referred his case to the Medical Board which certified that he was possessing requisite height for the post of Assistant Proh.& Excise Superintendent. Thereupon The Hon'ble APAT directed the Government to consider his case for promotion as Assistant Prohibition and Excise Superintendent in the 2005-06 panel.

3. The Commissioner of Prohibition and Excise, Hyderabad has informed that the Review Screening Committee held on 15.04.2008 included the name of Sri Siva Prasad, Assistant Prohibition and Excise Superintendent at cycle point No.90 and at RP No.6 in the approved adhoc panel of Assistant Proh.& Excise Superintendent for the panel year 2005-06. Accordingly he was promoted as Assistant Proh.& Excise Superintendent on 17.04.2008. Later he preferred a claim for notional seniority in the cadre of Assistant Prohibition and Excise Superintendent on par with his juniors w.e.f. 06.05.2006 and the matter was referred to Government. The Government, after following the due procedure, issued orders vide G.O.Ms. No.38 Rev (Ex-I) Dept., Dt: 17.01.2011 assigning him notional date of promotion in the cadre of Assistant Proh.& Excise Superintendent w.e.f 06.05.2006, on par with his juniors in the panel year 2005-06, in relaxation of rule 33(a) of APSSS Rules 1996. Basing on this orders were issued vide Commissioner of Prohibition and Excise Cr.No. 13837/2005/CPE/L2 Dated: 26.03.2011 placing him at Sl.No.(2 ) below Sri SVN Babji Rao in the final seniority list of Assistant Prohibition and Excise Superintendent issued in Cr. No. 7649/2003/CPE/L3, Dt: 25.09.2009. As a result he became senior to Sri U.Chandraiah (Sl.No.3) who was promoted as Prohibition and Excise Superintendent in the panel year 2009-2010 vide G.O.Rt. NO. 1322, Rev(Ex-I)Dept., Dt: 18.12.2009.

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4. The Commissioner of Prohibition and Excise has therefore, requested the Government to place the case of Sri M.Siva Prasad, Assistant Prohibition and Excise Superintendent before the Review Departmental Promotion Committee for considering him for promotion to the post of Prohibition and Excise Superintendent in the panel year i.e., 2009-2010, in which his juniors were promoted.

5. In view of the above, Government have decided to place the matter before the Review Departmental Promotion Committee.

6. Accordingly a meeting of the Review Departmental Promotion Committee was held on 01.07.2011. The Committee, after going through the ACRs and other material papers relating to Sri M. Siva Prasad, Assistant Prohibition & Excise Superintendent and after making an overall assessment of his service record and work done, has recommended that he is eligible for notional promotion in the category of Prohibition and Excise Superintendent on par with his juniors and accordingly, recommended that the name of Sri M. Siva Prasad be included at Sl.No. 12(a) between the SC C/F vacancy (Sl.No.12) and Sri U. Chandaraiah (Sl.No.13) for the year 2009-2010 for notional promotion to the category of Prohibition and Excise Superintendent in the Prohibition and Excise Department.

7. Government after careful examination of the matter, hereby accept the above recommendation of the Review Screening Committee held on 01.07.2011 and decide to include the name of Sri. M.Siva Prasad, Assistant Prohibition and Excise Superintendent at Sl.No. 12(a) in the panel of Assistant Prohibition and Excise Superintendent fit for promotion to the category of Prohibition and Excise Superintendent for the year 2009-2010 between the SC C/F vacancy (Sl.No.12) and Sri U. Chandaraiah(Sl.No.13) .

8. Accordingly, under Rule 10(a) of Andhra Pradesh State & Subordinate Service Rules, 1996 Sri M.Siva Prasad, Assistant Prohibition & Excise Superintendent is hereby promoted as Prohibition & Excise Superintendent notionally in the panel year 2009-2010 at Sl.No. 12(a) between SC C/F vacancy (Sl.No.12) and Sri U.Chandraiah (Sl.No.13) in relaxation of Rule-33(a) of the A.P. State & Subordinate Service Rules, 1996.

9. The Commissioner of Prohibition & Excise, A.P., Hyderabad shall take necessary further action in the matter.

10. The above promotion shall be subject to the outcome of SLPs /WPs /OAs /CAs /RPs etc., pending in the Hon'ble Supreme Court/ High Court/Tribunal as the case may be.

**(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)**

**ASUTOSH MISHRA  
PRINCIPAL SECRETARY TO GOVERNMENT**

To  
The Commissioner of Prohibition & Excise, A.P., Hyderabad  
The individual through CPE, A.P., Hyderabad  
Copy to:  
The Rev (Vig-V) Department  
The PS to Minister for Excise and Prohibition  
The P.S. to Prl. Secy.(AM)  
Sf/Sc

// FORWARDED :: BY ORDER //

SECTION OFFICER